

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 3990 of 2026****With****CIVIL APPLICATION (FOR STAY) NO. 1 of 2026****In R/FIRST APPEAL NO. 3990 of 2026**=====
JAYABEN WIDOW FOR RUSTAM KERSI KILAWALA & ORS.**Versus****GUL KERSI KILLAWALA W/O BOMISHA MANEKSHA TADIWALA & ORS.**
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Appearance:

MR PREMAL S RACHH(3297) for the Appellant(s) No. 1,2,3

MR DHAVAL VYAS, SENIOR ADVOCATE With MR ARPIT A KAPADIA(3974) for the Defendant(s) No. 1,2

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CORAM: HONOURABLE MR. JUSTICE ILESH J. VORA**and****HONOURABLE MR. JUSTICE R. T. VACHHANI****Date : 03/09/2026****ORAL ORDER****(PER : HONOURABLE MR. JUSTICE ILESH J. VORA)****ORDER IN APPEAL:**

ADMIT. Registry is directed to call for the records and proceedings in E-Mode from the concerned Court below. Learned Advocate Mr.Arpit A Kapadia, waives service of Rule of admission for and on behalf the defendant No(s). 1 and 2.

ORDER IN C.A.:

1. We have heard learned Advocate Mr.Premal S. Rachh for the appellant and learned Senior Advocate Mr.Dhaval Vyas assisted by learned Learned Advocate Mr.Arpit A Kapadia on behalf the defendant No(s). 1 and 2.

2. On perusal of the impugned judgment and decree, it appears that in paragraph No.12 of the impugned judgment, the concerned Trial Court has granted *status quo* with respect to the suit property till final disposal of the proceedings. The proceedings have ended.

3. In such circumstances, the interim relief is granted to the effect that the preliminary decree shall be continued; however, there shall be no proceedings with regard to the final decree by the Trial Court. In other words, the Trial Court shall not draw the final decree with regard to the stay proceedings. The Civil Application is disposed of accordingly.

(ILESH J. VORA,J)**(R. T. VACHHANI, J)**

MVP